

ENVIRONMENTAL PROTECTION AGENCY

38736

November 12, 1973

Mr. Louis Pinata  
Chief, Operations Division  
U. S. Army Corps of Engineers  
New York District  
26 Federal Plaza  
New York, New York 10007

Re: Evaluation of Permits Proposed  
to be Issued under Section 402  
of the FWPCA of 1972

Dear Mr. Pinata:

Please be advised that the Region II Office of the United States Environmental Protection Agency has received applications from certain companies for permits under the National Pollutant Discharge Elimination System (NPDES) provided for by Section 402 of the Federal Water Pollution Control Act Amendments of 1972 to discharge pollutants into the waters of your district from the following facilities:

<u>Company Name and Facility Location</u>	<u>Permit Application Number</u>
National Gypsum Company Millington, New Jersey	2SD OXW 2 000570
Bernards Water Company Bernardsville, New Jersey	2SD OXW 2 000415
Armour Pharmaceutical Berkeley Heights, New Jersey	2SD OXW 2 000597
Ciba-Geigy Summit, New Jersey	2SD OXW 2 000136
Orange Products, Inc. Chatham, New Jersey	2SD OXW 2 000347
American Oil Company East Rutherford, New Jersey	2SD OXW 2 000037

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<u>Company Name and Facility Location</u>	<u>Permit Application Number</u>
Amerada Hess Corporation Newark, New Jersey	2SD OXW 2 000325
Newark Asphalt Corp. Newark, New Jersey	2SD OXW 2 000247
Public Service Electric & Gas Newark, New Jersey	2SD OXW 2 000155
Intermediate Division, Tenneco Division, Garfield, New Jersey	2SD OXW 2 000022
Inmont Corp. Hawthorne, New Jersey	2SD OXW 2 000577
Marcal Paper Mill East Paterson	2SD OXW 2 000 <sup>619</sup> <del>169</del>
Sun Oil Company Newark, New Jersey	2SD OXW 2 000648
Otis Elevator Company Harrison, New Jersey	2SD OXW 2 000682
S. B. Penick Lyndhurst, New Jersey	2SD OXW 2 000882

The Regional staff is considering the issuance of NPDES permits to the above-mentioned facilities.

In order that you may evaluate and comment on the impact of each of the proposed discharges on anchorage and navigation in your district in accordance with the provisions of Section 125.14 of the NPDES Regulations (38 Federal Register 13532, May 22, 1973), I am enclosing a copy of the completed permit application for each of the above-mentioned facilities.

Should you advise that anchorage or navigation of any navigable water would be substantially impaired by the granting of a permit to any of the facilities mentioned above, such permit shall be denied and the applicant shall be so notified. Any conditions which you specify to avoid any substantial impairment to anchorage or navigation of navigable waters shall be included in any NPDES permit issued.

Please insure that your comments are received not later than 35 days from the date of this letter. Your failure to answer within this period will be deemed to be a finding that anchorage and navigation will not be substantially impaired by the granting of these permits.

Thank you for your cooperation.

Sincerely yours,  
MEYER SCOLNICK  
Director  
Enforcement and Regional  
Counsel Division

By:

Sandra P. Kunsberg  
Attorney  
Enforcement and Regional  
Counsel Division

Enclosures